

HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G.BHAVANI PRASAD

WRIT APPEAL No.1795 of 2005

AND

WRIT PETITION No.21732 of 1994

Writ Appeal No.1795 of 2005

Between:

S. Ramana Reddy ...Appellant

AND

Government of Andhra Pradesh rep. by
its Secretary, Department of Revenue,
Secretariat Hyderabad & others. ...Respondents.

Counsel for the Appellant : Mr.T. Niranjan Reddy

Counsel for the Respondents : Government Pleader for Revenue

Writ Petition No.21732 of 1994

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Between:

S. Ramana Reddy ...Petitioner

AND

Government of Andhra Pradesh rep. by
its Secretary, Department of Revenue,
Secretariat Hyderabad & others. ...Respondents.

Counsel for the Petitioner : Mr.T. Niranjan Reddy

Counsel for the Respondents : Government Pleader for Revenue

:: JUDGMENT ::

2nd FEBRUARY 2006

Per G.S.Singhvi, C.J.

This is an appeal for setting aside order dated 10-6-2005 passed by the learned Single Judge in Writ Petition No.21732 of 1994 whereby he refused to interfere with the action initiated by the respondents for resumption of land in possession of the petitioner – appellant.

After arguing the case for some time, learned counsel for the appellant made a request that his client may be permitted to withdraw the appeal as well as the writ petition with liberty to approach the Government for transfer of the land in terms of the policy framed by it.

Learned Government Pleader says that he does not have any objection if the request of the learned counsel for the appellant is accepted.

In view of the above, the request of the learned counsel for the appellant is accepted and the Writ Appeal as also Writ Petition No.21732 of 1994 are dismissed as withdrawn with liberty to the appellant to file appropriate application before the competent authority for transfer of the land in question in favour of the school subject to payment of the prescribed price.

While disposing of the appeal in the manner indicated above, we make it clear that the competent authority shall dispose of the application of the appellant without being influenced by the fact that the writ petition filed by him was dismissed by the learned Single Judge.

G.S. SINGHVI, C.J.

2nd February, 2006.

G.BHAVANI PRASAD, J.

ARS